Application No.: 10/084,601 DEST AVAILABLE COPYDocket No.: P02917US2

REMARKS

.Currently pending in this application are claims 29-54, 56-64 and 66-81. Claims 1-38 were canceled in a prior amendment and claims 55,65 and 82 are canceled in this amendment.

Claim 36 has been amended to refer to solvents and to depend from claim 29.

Claim 38 has been amended to delete reference to castor oil.

Claim 42 has been amended to refer to solvents and to depend from claim 38.

Claim 53 has been amended to refer to solvents and to depend from claim 47.

Claim 56 has been amended to change addition to additive, correcting an obvious typographical error.

Claim 63 has been amended to refer to solvents and to depend from claim 56.

Claim 66 has been amended to change addition to additive, correcting an obvious typographical error. The claim has also been amended to delete reference to castor oil.

Claim 74 has been amended to change addition to additive, correcting an obvious typographical error.

Claim 80 has been amended to refer to solvents.

The examiner has rejected claims 36, 42, 53, 63, 70 and 80 under 35 U.S.C. §112, first paragraph as failing to comply with the written description requirement. Specifically the examiner noted that the specification did not support defining certain compounds recited in the claims as "diluents when the specification defined them as solvents. The claims have been amended to define the compounds as solvents and to change their dependency to the preceding independent claim.

The examiner next rejected claims 32, 49, 50, 56, 59, 60, 65, 66, 74, 77 and 82 under 35 U.S.C. §112 as indefinite for failing to particularly point out and distinctly claim the subject matter which the applicant regards as the invention.

The examiner rejected claims 32, 49, 59 and 76 on the grounds that the examiner did not see the distinction between the plant oil extracts derived from grain and the vegetable and nut plant oils. The examiner stated the opinion that vegetables and nuts are also grains. Applicants respectfully traverse this rejection. As defined by Webster's, a grain is a seed of fruit from a cereal or grass. Merriam-Webster's Collegiate Dictionary, p. 543 (11th Ed. 2003) (attached). A vegetable on the other hand is a herbaceous plant and a nut is a hard shell dry fruit or seed. Id at 853, 1386. While all of these are plants, they are different varieties and the differences in the oil extracts and oils would be apparent to one skilled in the art. In addition, plant oil extracts are generally obtained from chlorophyll containing parts of the plant (see, e.g. paragraphs 59 and 60), whereas vegetable oils are generally extracted from the seed, nut or fruit (see, e.g., paragraphs 75 and 76). Thus, applicant respectfully submits that the two groups of materials are distinct the claims are not indefinite.

The examiner rejected claims 50 and 55 as substantial duplicates. Claim 55 has been canceled rendering the rejection moot.

The examiner rejected claims 56, 66 and 74 noting that the term "addition" should read "additive." The claims have been amended to change the term "addition" to "additive".

The examiner rejected claims 60 and 65 as substantial duplicates. Claim 61 has been canceled rendering the rejection moot.

The examiner rejected claims 77 and 82 as substantial duplicates. Claim 82 has been canceled rendering the rejection moot.

The examiner has rejected claims 38, 41-44, 66 and 69-72 under 35 U.S.C. §102(b) as anticipated by U.S. Patent 5,862,369 to Jordan. The examiner noted that Jordan teaches a fuel composition that contains beta-carotene (carotenoid), chlorophyll (hydrophobic plant extract) and ethoxylated castor oil (thermal stabilizer) as well as cetane improvers. The composition may be diluted with various solvents including gasoline, toluene, diesel fuel and

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alcohols. Applicants respectfully submit that the claims as amended are not anticipated by Jordan.

As noted above, the Markush group in claims 38 and 66 that define the thermal stabilizer does not include castor oil. None of the other oils recited in the claims are taught or recited in Jordan. Thus Jordan can not anticipate the claims. Claims 41-44 depend from claim 38 and claims 69-72 depend fro claim 66. Since Jordan does not anticipate the independent claims it can not anticipate the dependent claims.

In view of the above, each of the presently pending claims in this application is believed to be in immediate condition for allowance. Accordingly, the Examiner is respectfully requested to pass this application to issue.

CONCLUSIONS

Applicant submits that the pending claims are free of the art and are in condition for allowance.

Applicant believes there is no fee due with this response. However, if fees are due, please charge our Deposit Account No. 06-2375, under Order No. P02917US2 from which the undersigned is authorized to draw.

Dated: August 12, 2004

Respectfully submitted,

John E. Schneider

Registration No.: 31,998

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Merriam-Webster's Collegiate[®] Dictionary

ELEVENTH EDITION

Merriam-Webster, Incorporated Springfield, Massachusetts, U.S.A.

ing on a public surface insep Graffiti, which also serves as the plural of graffitio, is commonly used as a singular mass noun (graffiti ... was depressing people who is the public surface of the surface of graffition as a singular count noun is still quite rare and is not standard.

graffito (graffit) (graffit) of the surface of the

Visits in 'graft' a [ME graffe, grafte, fr. AF greffe, graffe stylins, graph, fr. ML graphium, fr. L. stylins, fr. Gk graphelm, fr. graphelm to write — more at CARVE] [146] 1 a: a grafted plant b: scion 1 c: the point of insertion of a scion upon a stock 2 a: the act of grafting b: something grafted; specif: living decree used in grafting

act of grafting b: something grafted; specif: living issue used in grafting graft w (14c) 1 a: to cause (a scion) to unite with a stock; afto: to unite (plants or scion and stock) to form a graft b: to propagate (a plant) by grafting 2 a: to form or unite as if by grafting b: to attach (a chemical unit) to a main molecular chain 3: to import (living tissue) surgically ~ v/ 1: to become grafted 2: to perform grafting — grafter n graft B dial. graft, vb., to work] (1853) chiefly Brit: WORK, LABOR

isopani (living tissue) surgically ~ w 1: to be come grafted 2: to perform grafting — graftier n yaff in Bi dial graft vb., to work] (1853) chiefly Brit ; work, Labor work (1853) chiefly Brit ; work, Labor wit: to practice graft graft (1865): the acquisition of gain (as money) in dishonest or questicable ways; also: illegal or unfair gain (1865): the acquisition of gain (as money) in dishonest or questicable ways; also: illegal or unfair gain graft-graft with (ca. 1895): the principles and practice of grafting graft-graft-graft with not disease n (1965): a potentially fatal bodily concep, abone marrow transplant react immunologically against the recipgal-ham cracker lygram, graft-graft in graft-graft graft with graft with graft graft

sin ~ vi: to become granular: GRANULATE — Granuer n

an alcovator n (1883): ETHANOL

En stevator n (1884): ETHANOL

EN steva

gram-i-ci-din \gra-mo-si-d*n\ n [gram-positive + d· + cide + bn] (1940): any of several toxic crystalline polypeptide antiblotics produced by a soil bacterium (Bacillus brevis) and used against grampositive bacteria in local infections
gra-min-e-ous \gra-mi-n\(\frac{1}{2}\) adj [L gramin-us, fi. gramin-, gramen
grass] (ca. 1658): of or relating to a grass
gram-i-niv-o-rous \gra-mo-ni-v(e-)ras) adj [L gramin-, gramen] (1739)
i feeding on grass or the seeds of grass (~ locusts) (~ birds)
gram-mar \gra-mor\ n [MB gramere, fi. AF gramative, modif. of L
grammatica, fi. (ik grammatike, fi. fem. of grammatikes of lettera, fi.
classes of words, their inflections, and their functions and relations in
inflection and syntax 2 a: the characteristic system of inflections
and syntax of a language b: a system of rules that defines the gramor writing evaluated according to its conformity to grammatical rules
of the principles or rules of an art, science, or technique (a ~ of the
theater); also: a set of such principles or rules — gram-mar-i-an \gratmer-\frac{1}{2}\) a: a secondary school emphasizing Latin

ineacter; auso: a set of such principles of rules—gram-mar-t-an \gram-mar-s-on\n a gram-mar-s-on\n a (14c) 1 a: a secondary school emphasizing Latin and Greek in preparation for college b: a British college preparatory school 2: a school intermediate between primary school and high school 3: ELEMENTARY SCHOOL gram-mat-l-cal \gram-mat-kol\ adi (1530) 1: of or relating to gram-mat-l-cal\gram-mat

pound equal in grams to the molecular weight — called also grammolecule molecule

Grammy \(\framb{\text{spans}}\) tervice mark — used for the annual presentation of a statuette for notable achievement in the recording industry drammy \(\fram{\text{spans}}\) tervice mark — used for the annual presentation of a statuette for notable achievement in the recording industry drammolecular of the property of the property of the property of the purple dye when stained by Gram's stain — used chiefly of bacteria grammolecular of the purple dye when stained by Gram's stain — used chiefly of bacteria grammolecular of the purple dye when stained by Gram's stain — used chiefly of bacteria grammolecular of the grampel of the purple dye when stained by Gram's stain — used chiefly of bacteria grammolecular of the grampel of potassium after staining with a triphenylmethane dye (as crystal violation of called also Gram's method 2: the chemicals used in Gram's stain grampel of the grampel of grampel of the grampel of

of Delassium after staining with a triphenylmethane dye (as crystal violet) — called also Gram's method 2: the chemicals used in Gram's let) — called also Gram's method 2: the chemicals used in Gram's stain gram-vari-able \gram'yer-t-o-bol\ adj (1956): staining irregularly or inconsistently by Gram's stain gram and (1863): GRANDMOTHER 1

gram and (1863): GRANDMOTHER 1

gran and (1863): GRANDMOTHER 1

gran and (1863): GRANDMOTHER 1

gran-adil-la \gram-\di-la, \di-(y)\ n [Sp. dim. of granada pomeons and egg-shaped to football-shaped passion fruits (esp. of Pasylford quadrangularls and P. edulis) that have juicy aromatic pulp: a passion-flower that produces granadillas

gran-ady (1863): Gram's produces granadillas

gran-adil-la storehouse for threshed grain b: a region producing grain abundance 2: a chief source or storehouse

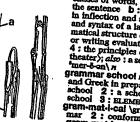
(1570) 1 a: a storehouse for threshed grain b: a region producing grain in abundance 2: a chief source or storehouse

grand \grand\day add [AF grant, grand, large, great, grand, fr. L grandil (1548) 1 a: having more importance than others: FOREMOST b

having higher rank than others bearing the same general designation of all money paid out) b: DEFINITIVE, INCONTECVERTIBLE (~ extent, or conception (~ design) 6 a: LAVIEH, SUMPTIOUS (a ~ celebration) b: marked by a regal form and dignity c: fine or imposing in appearance or impression d: LOFTY, SUBLIME (writing in the ~ tended to impress (a person of ~ gestures) 7: very good: wonders style 6 a: pretending to social superiority: SUFERCILOUS b: intended to impress (a person of ~ gestures) 7: very good: wonders with grand()-nax\n)

syn Grand, nas\n) grand-ly \grand-grand dignity (a grand staircase). Maonifications of handsomeness and dignity (a grand staircase). Maonifications of handsomeness and dignity (a grand staircase). Maonificant implies an impressive largeness proportionate to scale without acrifice of dignity or good taste (magneticent paintings). Imposmon of Imposmo and STATELY and suggest poised dignity, erectness of bearing, handsomene

\y\ yet \zh\ vision, beige \k. a, ce, ue, \lambda see Guide to Pronunciation







4

1858

子見つむりにおいる

the partial (Okinawa)] (1970): a weapon that consists of two devod sticks joined at their ends by a short length of rawhide, cord,

or chain and hand ()-s5-o-chur, 'nun(i)-, -char, -tyur, -tur' n [it numdam, fr. nuncio] (1652) 1: a papal diplomatic mission headed by a suncio 'pan(i)-s5-o, 'nun(i)-\n, pi-cl-os [it, fr. L montus messenger, missel (1528): a papal legate of the highest rank permanently accepted to a civil government series 'pan-kel' n [by alter. (fr. misdivision of an uncle)] (ca. 1589) didi 'UNCLE miscle-obstitution of the highest rank permanently accepted to a civil government.

general values of the manufacture of an analysis of the analys

**gestral cases of or occurring in the breeding season (~ flight)
**special* (ca. 1555): MARRIAGE, WEDDING — usu, used in pl.
**special* (ca. 1555): MARRIAGE, WEDDING — usu, used in pl.
**special* (ca. 1555): MARRIAGE, WEDDING — usu, used in pl.
**special* (ca. 1555): MARRIAGE, wellow, pl. - ties (1899): the marriage special pl.
**special* (ca. 1555): MARRIAGE, pl. - ties (1899): the marriage special pl. - ties (1892): the marriage special pl

f

any school n (1835): a school for children usu. under five years mass aide n (1943): a worker who assists trained nurses in a hospital by performing unspecialized services (as giving baths) area shark n [alter. of nusse] (1851): any of various sharks (as family Gladymostomatidae); esp: a shark (Ginglymostoma cirratum) of warm warm

Cingymostomatidae); exp: a shark (Ginglymostoma cirratum) of warm varies with the profession of a nurse (schools of ~) 2: the dies of a nurse (proper ~ is difficult work) assing horno n (1896): a privately operated establishment providing assing horno n (1896): a privately operated establishment providing assing horno n (1896): a privately operated establishment providing assing most and personal or nursing care for persons (as the aged or the chronically ill) who are unable to care for themselves properly assing himselves properly arraing 'harrain' n (1857) 1: one that is solicitously cared for 2 :a nursing child unduration himselves properly assing child unduration himselves (hor-cho-ron()s) n (ca. 1938): affectionate care and attacking account himselves (hor-cho-ron()s) n (manuration, unsuring the suckle, nourish—same at NOURISH (140) 1: TRAINING, UPBRINGING 2: something that nourishes: FOOD 3: the sum of the environmental factors influencing the behavior and traits expressed by an organism and the behavior and traits ex

block usu. of metal that has an internal screw thread and is used on a boilt or screw for tightening or holding something 4: the ridge in a stringed instrument (as a violin) over which the strings pass on the upper end of the fingerboard 5: a small lump (as of butter) 6 a: a foolish, eccentric, or crazy person b: INTHUSLAST (a movie ~> 7 pl : NONERNEE — often used interjectionally 8 stary: a person's head in order to break even 11: zn 1 — nut-like _nik\ adj _2nut w nut-led; nut-ting (1604): to gather or seek nuts nut-tied; nut-ting (1604): to gather or seek nuts nut-dergo nutation

and w nut-ted; nut-ting (1604): to gather or seek nuts nut-tate \n0.-tat, ny0-\n nut-tat-ed; nu-tat-ing (1880): to exhibit or nu-tate \n0.-tat, ny0-\n nu-tat-ing (1880): to exhibit or undergo nutation nut-ta-tion \n0.-tat-ion \n0.-tat-ion

of a drupclet
nut-meg \nst_meg, \mask n [MB notentigge,
notenueg, ultim fr. Old Occitan noz muscada, fr. noz nut (fr. L nuc, nux) + muscada,
fem. of muscad musky — more at MUSCAT]
(15c) 1: an aromatic seed produced by an
evergreen tree (Myristica fragrams of the family Myristicaceae, the nutmeg family) native to the Moluccas; also: the ground seed used as a
spice — compare MACE 2 2: a tree yielding nutimeg
nut-pick \nst-pik\n (1862): a small sharp-pointed implement for extracting the kernels from nuts
nu-tra-cou-ti-cal also nu-tri-cou-ti-cal \nst-tro-'s0-ti-kal\n [nutritive
+ 'pharmaccutical] (1990): a foodstuff (as a fortified food or dietary
supplement) that provides health benefits in addition to its basic nutritional value

supplement) that provides health benefits in addition to its basic nutritional value
nutria \nti-tre-o, 'nyti-\ n [AmerSp, fr. Sp, otter, modif. of L httra; prob. akin to OB oter otter] (1820) 1; the durable usu. light brown fur of a nutria 2; a large So. American semiaquatic rodent (hyocostor coppus) with webbed hind feet and a round nearly hairless tail that has been introduced into parts of Europe, Asia, and No. American untri-tre-in \nit-tre-ont, 'nyti-\ adj [L nutrien; nutrients, prp. of nutrire to nourish — more at Nourish (1650); furnishing nourishment nutri-tre in (ca. 1828); a nutritive substance or ingredient nutri-ment \nit-tro-ment, 'nyti-\ n [MB, fr. L nutrimentum, fr. nutrire] (150; something that nourishes or promotes growth, provides energy, repairs body tissues, and maintains life nutri-tion nut-tri-shon, nyti-\ n [ME nutricioun, fr. LL nutrition-, nutrition, fr. L nutrition (165) 1; the sum of the processes by which an animal or plant takes in and utilizes food substances 2; NOURISHMENT 1—nutrition-al-ly adv nutrition-al-ly advisional desirables and trition such trition.

nu-tri-tion-ail-'urish-nail.-'tri-sho-n'il adj — nu-tri-tion-ai-iy adv nu-tri-tion-isi \-'tri-sh(o-)nist\ n (1926): a specialist in the study of nu-tri-tion nu-tri-tious \ni-tri-sha, nyù-\ adj []. nutricus, fr. nutric., nutrix nurse, fr. nutrive to nourish — more at Nourish [1665]: Nourishing — nu-tri-tious-ly adv — nu-tri-tious-ness n nu-tri-tious-ly adv — nu-tri-tious-ly adv — nu-tri-tious-ness n nutritive ratio n (1877): the ratio of digestible protein to other nutri-ents in a foodstuff or ration nuts \'nats\ adj (1785): 1: enthusiastic, crabt \' (said that it was a novel and all the people who said otherwise were ~ — Flannery O'Connor\ nuts and boits n (1967): 1: the working parts or elements 2: the practical workings of a machine or enterprise as opposed to theoretical considerations or speculative possibilities — nuts-end-boits adj nut-sedge \'not-se\ n (ca. 1969): NUT (RASS nuts-end-boits adj nut-sedge \'not-se\ n (a. 1969): NUT (RASS nuts-end-boits adj nut-sedge \'not-se\ n (1938): any Bnt: NUT 6a nuts-end-boits adj nuts-end-boits adj nuts-end-sell \'not-sell\ n (1938) slang Bnt: NUT 6a nuts-ti-ness n \
Nuu-Chah-Nutit also Nuu Chah Nutith \not-sh-nūt\ n, pl Nuu-Chah-Nutit also Nuu Chah Nutith \not-sh-nūt\ n, nl Nuu-Chah-Nutit also Nuu Chah Nutith \not-sh-nūt\ n, nl Nuu-Chah-Nutit also Nuu Chah Nutith \not-sh-nūt\ n, pl Nuu-Chah-Nutit also Nuu Chah Nutith \not-sh-nūt\ n, nl Nuu-Chah-Nutit also Nuu Chah Nutith \not-sh-nūt\ n, nl Nuu-Chah-Nutit also Nuu Chah Nutith \not-sh-nūt\ n, pl Nuu-Chah-Nutit also Nuu Chah Nutith \not-sh-nūt\ n, pl Nuu-Chah-Nutit also Nuu Chah Nutith \not-sh-nūt\ n, pl Nuu-Chah-Nutit also Nuu Chah Nutith \not-sh-nūt

\o\ abut \^\ kitten, F table \or\ further \a\ ash \ā\ acc \ā\ mop, mar lattlout lohlchin lelbet leleasy lelgo lihit lilice lilob \u/sing \o/go \o/law \oi/boy \th/thin \th/the \ti/loot \d/foot \rangle \rangle \k, a, ce, ue, \rangle see Guide to Pronunciation



lations of the Upanishads on liftimate reality and the liberation of the soul. — Ve-dan-dism \-din-ti-zam, \dan-\ a — Ve-dan-dist \-din-tist \-din-\ a \-din

vee \'ve\ n (ca. 1883) 1 : something shaped like the letter V 2 ; the letter v

letter v
veo-lay 'vo-la' n [video fockey] (ca. 1981) : an announcer of a pro-gram (as on television) that features music videos
veena var of vina
veen var of vina
veen var of vina
veen 'vop' n [fr. v. p. (abbr. (or vice president)] (1949) : vice president

veen a sar of vinta veen that the control of the president of the property of the present of the present of the president of the present of t

skins vegetable oil n (1765); an oil of plant origin; ep: a fatty oil from seeds or fruits.

vegetable overter n (ca. 1818); salshry
vegetable overter n (ca. 1818); salshry
vegetable wax n (1815); a wax of plant origin secreted commonly in thin flakes by the walls of epidermal cells
vegetable by the walls of epidermal cells
vegetable vegetable.

vegetable (vegetable) (not or add (1651); in the manner of or like a vegetable vegetable

mat part or an egg from which the encodern normaly develops (vibatometris)
vegetal pole n (18%): the point on the surface of an egg that is diametrically opposite to the animal pole and usu marks the penter of the protoplasm containing more yolk—see BLASTULA fillustration
vege-tard-an. (veg-ta-tard-on) n [regetable + qrian] (1839). 1: one who believes in or practices vegetariansm 2: Herrivorsi who believes in or practices vegetariansm 2: Herrivorsi vegetarian and (1849). 1: of or relating to vegetarians. 2: consisting wholly of vegetables, fruits, grains, nuts, and sometimes eggs or dairy products (a ~ diet)
veg-tard-an-ism (-5-qui-zmm) n (ca. 1851): the theory or practice of lying on a vegetarian diet.
veg-t-tard ve

on
vege-ta-tion \ve-ta-ti-chan\ n (1564) 1: the act or process of vegetating 2: mert existence 3: plant life or total plant cover (as of an
area) 4: an abnormal growth upon a body part (fibrin ~ on, the mitral valve) — veg-e-ta-tion-di \-dnot, -dno-\tall adi
vege-ta-tion-di \-dnot, -dno-\tall adi
vege-ta-tion-di \-dnot, -dno-\tall adi
power of growing (2): of, relating to, or engaged in nutritive and
growth functions as pontrasted with reproductive functions (a ~ nucious) b: promoting plant growth (the ~ properties of soll) 0: of,
relating to, or involving propigation by nonsexual processes or methods 2: relating to, composed of, or suggesting vegetation 3: of or

relating to the division of nature comprising the plant kingdom 1.2 AUTONOMIC 1 b: characterized by, resulting from, or being a said of severe mental impairment in which only involuntary body functions are sustained b: VEGETABLE 3 — Veg.-ba-tive-ty adv — Veg.

e-fa-five-ness n

ve-gote \vo-jet\ adj [L regetus — more at VEGETABLE] (1639) archae

: LIVELY, HEALTHY

**CONTROL OF THE CONTROL OF THE

Veg-tile dies Veg-te \re-e\n in morrening of energy \text{[120]} 1: Veg-terrer zeller zeller \text{[120]} 2: American zeller zel

We he-mence \(\forall ve-emon(t) \text{\text{\$n\$}}\) (100): the quanty or state of being we hement: INTENSITY
We he-ment\(\forall ve-emont\\) add [MB, fr. MF, fr. L vehement, we hement\(\forall ve-emont\) (150): marked by forceful energy: POWERFUL (\(\infty\) wind): as \(\forall \): intensity emotional: IMM-ASSIONED, FERRYID (\(\infty\) particulations\(\infty\) b(1): deeply felt (a \(\simes\) suspicion\(\infty\) (2): forcibly expressed (\(\infty\) denunciations\(\infty\) o: bitterly antagonistic (a \(\simes\) debate\(\infty\) works, meantally adv

windy: as a : intensely emotional : IMPARSIONER, FERVID (* partis*) b (1): deeply felt (a ~ ruspicton) (2): forcibly expressed (* deaunciations) c: bitterty antigeonistic (a ~ debate) — work deaunciations) c: bitterty antigeonistic (a ~ debate) — work deaunciations) c: bitterty antigeonistic (a ~ debate) — work riage, conveyance, ft. weher to carry — more at war? (1612) 1 s; an inert medium (as a syrup) in which a medicinally active agent is administered b: any of various media acting usu. as solvents, carrier, or binders for active ingredients or pigments 2: an agent of transmission of binders for active ingredients or pigments 2: an agent of transmission of display the talents of a particular performer 4: a means of carrying or transporting something (planes, trains, and other ~ o): as a; Moror vehicle-ular / we-hil-ty-lar/ add (1616) 1 s; of, relating to, of designed for whicles and esp, motor vehicles b: transported by whicle (c) 2: serving as piece of mechanized equipment with the control of a vehicle (c) 2: serving as exhelicle (c) 4 (c) 2: serving as exhelicle (c) 2: serving as exhelicle (c) 2: serving as exhelicle (c) 2: serving as contained (c) 2: serving as exhelicle (c) 2: serving as contained (c) 2: serving as exhelicle (c) 2: serving as contained (c) 2: serving as exhelicle (c) 2: serving as contained (c) 2: ser

the atmosphere

Fe-lar \'vel-lar\' adi [NL velaris, fr. velum] (1876) 1: formed with the

back of the tongue touching or near the soft palate (the ~ \k\ of \'k\di\\

cool) 2: of, forming, or relating to a velum and esp. the soft palate

cool) 2: of, forming, or relating to a veium and esp. the sur passevelar n ve-lar-1-tim \vi-ler-5-om\ n, pl -la \-5-o\ [L, fr. relum curtain] (1834): an awning over an ancient Roman theater or amphitheater ve-lar-1-2-d-ton \vi-le-1-o-2-2-s-ton\ n, (1915): 1: the quality or state of being velarized 2: an act or instance of velarizing velarized 2: an act or instance of velarizing velar-ize\ vi-lo-iz\ n \vi-lo-iz\ vi-lo-iz\ vi-lo-iz\ n \vi-lo-iz\ vi-lo-iz\ n \vi-lo-iz\ n

small loops weld or veldt \velt, \felt\n [Afrik reid, fr. D, field; akin to OB feld field (1835): a grassland esp. of southern Africa usu, with scattered shrubs

(6-li-ger \v6-to-jer, ve-\ n [NL, fr. vehum + ger bearing, fr. geret to bear! (1877): a larval moliusk in the stage when it has developed the

velum
vel-led-ty \re-lib-ts, vo-\ n, pl dies [NL vellettas, fr. L velle to wish,
will — more at will (1618) 1: the lowest degree of volition 2:s slight wish or tendency: INCLINATION



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Virginia 22313-1450 www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/084,601	02/26/2002	Frederick L. Jordan	ORYXE.024A	1629
26271	7590 07/16/2004		EXAMINER	
FULBRIGHT & JAWORSKI, LLP			TOOMER, CEPHIA D	
1301 MCKIN SUITE 5100			ART UNIT	PAPER NUMBER
HOUSTON,	TX 77010-3095	1714		
			DATE MAIL ED. 07/16/200	

Please find below and/or attached an Office communication concerning this application or proceeding.

Received

JUL 20 2004

Docket Oryte

Attorney:

			-
3	Application No.	Applicant(s)	-0-
Advisory Action	10/084,601	JORDAN, FREDERICK L.	
nancoly nauch	Examiner	Art Unit	
	Cephia D. Toomer	1714	
The MAILING DATE of this communication app	ears on the cover sheet with the	correspondence ad	dress
THE REPLY FILED 28 June 2004 FAILS TO PLACE THE Therefore, further action by the applicant is required to a final rejection under 37 CFR 1.113 may only be either: (1 condition for allowance; (2) a timely filed Notice of Appea Examination (RCE) in compliance with 37 CFR 1.114.	void abandonment of this application in the same in th	ation. A proper rep th places the applic	oly to a ation in
PERIOD FOR R	EPLY [check either a) or b)]		
a) The period for reply expiresmonths from the mailing			
b) The period for reply expires on: (1) the mailing date of this no event, however, will the statutory period for reply expire ONLY CHECK THIS BOX WHEN THE FIRST REPLY WA 706.07(f). Extensions of time may be obtained under 37 CFR 1.136(a). The fee have been filed is the date for purposes of determining the period fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of (2) as set forth in (b) above, if checked. Any reply received by the Off timely filed, may reduce any earned patent term adjustment. See 37 to 1.17 (a) is calculated from: (1) the expiration date of (2) as set forth in (b) above, if checked. Any reply received by the Off timely filed, may reduce any earned patent term adjustment. See 37 to 1.17 (a) is calculated from: (1) the expiration date of (2) as set forth in (b) above, if checked.	later than SIX MONTHS from the mailing SFILED WITHIN TWO MONTHS OF The date on which the petition under 37 CF of extension and the corresponding amount of the shortened statutory period for reply fice later than three months after the main state.	ng date of the final reject HE FINAL REJECTION FR 1.136(a) and the appount of the fee. The appoint of the fee.	tion. I. See MPEP propriate extension propriate extension al Office action; or
1. A Notice of Appeal was filed on Appellant' 37 CFR 1.192(a), or any extension thereof (37 CF	•		•
2. The proposed amendment(s) will not be entered be	* ***		
(a) X they raise new issues that would require furth	er consideration and/or search (see NOTE below):	
(b) ☐ they raise the issue of new matter (see Note	·	,	
(c) they are not deemed to place the application issues for appeal; and/or	•	rially reducing or s	implifying the
(d) ☐ they present additional claims without cancel	ling a corresponding number of f	inally rejected clain	ns.
NOTE: See Continuation Sheet.		• •	
3. Applicant's reply has overcome the following rejection	etion(s):		
4. Newly proposed or amended claim(s) would canceling the non-allowable claim(s).	, ,	eparate, timely filed	d amendment
5.☐ The a)☐ affidavit, b)☐ exhibit, or c)☐ request for application in condition for allowance because:		idered but does NC	OT place the
6. The affidavit or exhibit will NOT be considered becaraised by the Examiner in the final rejection.	cause it is not directed SOLELY	lo issues which wei	re newly
7. For purposes of Appeal, the proposed amendmen explanation of how the new or amended claims w			and an
The status of the claim(s) is (or will be) as follows:			
Claim(s) allowed: 29-31,33-35,37,47,48,51,52 and 5	<u>4</u> .		
Claim(s) objected to: <u>32,36,38,41-44,49,50,53,55,56</u>		and 82.	
Claim(s) rejected: <u>39,40,45,46,57,58,61,62,64,67,68</u>			
Claim(s) withdrawn from consideration:			
8. The drawing correction filed on is a) app	proved or b) disapproved by t	the Examiner.	
9. Note the attached Information Disclosure Stateme			
10. Other:	//		9.000

Liphua W Janw Dephia D. Toomer Primary Examiner Art Unit: 1714 Continuation of 2. NOTE: the amendment is non-compliant because it fails to meet the requirements of 37 CFR 1.121, as amended on July 30, 2003. Claims 36, 38, 42, 53, 66 and 74 are identified as "amended". However, there appears to be no addition or deletion of subject matter. Also, the proper claim identifier should be "currently amended".

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